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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 JOHNATHAN JAMES WISE,)

10 Petitioner,)

11 v.)

12 MIKE KENNEY,)

13 Respondent.)

CASE NO. C08-1854-RAJ


ORDER DENYING FEDERAL
HABEAS PETITION AND
DISMISSING ACTION

14 The Court, having reviewed petitioner's petition for writ of habeas corpus, respondent's
15 answer to the petition, the Report and Recommendation of the Honorable James P. Donohue, United
16 States Magistrate Judge, and the balance of the record, does hereby find and Order:

- 17 (1) The Court adopts the Report and Recommendation.
- 18 (2) Petitioner's federal habeas petition (Dkt. No. 4) is DENIED and this action is
19 DISMISSED with prejudice.
- 20 (3) The Clerk is directed to send copies of this Order to petitioner, to counsel for
21 respondent, and to Judge Donohue.

22 IT IS SO ORDERED.

23 Dated this the 16th day of September, 2009.

24 
The Honorable Richard A. Jones
United States District Judge